

**ESSB 6242 - H AMD 899**

By Representative Klippert

WITHDRAWN 03/06/2014

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 28A.305.141 and 2009 c 543 s 2 are each amended to  
4 read as follows:

5 (1) In addition to waivers authorized under RCW 28A.305.140 and  
6 28A.655.180, the state board of education may grant waivers from the  
7 requirement for a one hundred eighty-day school year under RCW  
8 28A.150.220 (~~and 28A.150.250~~) to school districts that propose to  
9 operate one or more schools on a flexible calendar for purposes of  
10 economy and efficiency as provided in this section. The requirement  
11 under RCW 28A.150.220 that school districts offer (~~an annual average~~  
12 ~~instructional hour offering of at least one thousand hours~~) minimum  
13 instructional hour offerings shall not be waived.

14 (2) Only school districts with waivers granted prior to August 31,  
15 2013, may apply or reapply for the waivers described in subsection (1)  
16 of this section. A school district seeking a waiver under this  
17 section must submit an application that includes:

18 (a) A proposed calendar for the school day and school year that  
19 demonstrates how the instructional hour requirement will be  
20 maintained;

21 (b) An explanation and estimate of the economies and efficiencies  
22 to be gained from compressing the instructional hours into fewer than  
23 one hundred eighty days;

24 (c) An explanation of how monetary savings from the proposal will  
25 be redirected to support student learning;

26 (d) A summary of comments received at one or more public hearings  
27 on the proposal and how concerns will be addressed;

1 (e) An explanation of the impact on students who rely upon free  
2 and reduced-price school child nutrition services and the impact on  
3 the ability of the child nutrition program to operate an economically  
4 independent program;

5 (f) An explanation of the impact on employees in education support  
6 positions and the ability to recruit and retain employees in education  
7 support positions;

8 (g) An explanation of the impact on students whose parents work  
9 during the missed school day; and

10 (h) Other information that the state board of education may  
11 request to assure that the proposed flexible calendar will not  
12 adversely affect student learning.

13 (3) The state board of education shall adopt criteria to evaluate  
14 waiver requests. (~~No more than five districts may be granted~~  
15 ~~waivers.~~) Waivers may be granted for up to three years. After each  
16 school year, the state board of education shall analyze empirical  
17 evidence to determine whether the reduction is affecting student  
18 learning. If the state board of education determines that student  
19 learning is adversely affected, the school district shall discontinue  
20 the flexible calendar as soon as possible but not later than the  
21 beginning of the next school year after the determination has been  
22 made. All waivers expire August 31, ((2014)) 2017.

23 (~~((a) Two of the five waivers granted under this subsection shall~~  
24 ~~be granted to school districts with student populations of less than~~  
25 ~~one hundred fifty students.~~

26 ~~—(b) Three of the five waivers granted under this subsection shall~~  
27 ~~be granted to school districts with student populations of between one~~  
28 ~~hundred fifty one and five hundred students.~~

29 ~~—(4) The state board of education shall examine the waivers granted~~  
30 ~~under this section and make a recommendation to the education~~  
31 ~~committees of the legislature by December 15, 2013, regarding whether~~  
32 ~~the waiver program should be continued, modified, or allowed to~~  
33 ~~terminate. This recommendation should focus on whether the program~~  
34 ~~resulted in improved student learning as demonstrated by empirical~~

1 ~~evidence. Such evidence includes, but is not limited to: Improved~~  
2 ~~scores on the Washington assessment of student learning, results of~~  
3 ~~the dynamic indicators of basic early literacy skills, student grades,~~  
4 ~~and attendance.~~

5 ~~(5))~~ (4) This section expires August 31, ~~((2014))~~ 2017."

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7 Correct the title.

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EFFECT: The striking amendment makes the following changes:

- Prohibits waivers of the minimum instructional hours offering, rather than the annual average instructional hour offering of at least 1000 hours.
- Limits waiver application or reapplication to school districts granted a waiver prior to August 31, 2013, rather than to any school district with fewer than 500 full-time equivalent students on October 1st of the school year in which the request is made.
- Requires that waiver applications include an explanation of the impact of the waiver on employees in education support positions, in addition to other application requirements.
- Removes the subsection requiring the State Board of Education to submit a report to the Legislature by December 2013.
- Adds that the section and waivers expire August 31, 2017.

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